



1.28C
DHC
JFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Rickey D. Hart et al.
Serial No.: 09/875,588
Filing Date: 06/06/2001
Title: SURGICAL FASTENING SYSTEM
AND METHOD FOR USING THE SAME
Group Art Unit: 3731
Examiner: Julian W. Woo
Attorney's Docket No.: INNO-15 CON 3

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED
WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL,
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August 3, 2006

(DATE OF DEPOSIT)

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Margaret M. Slezak

(NAME OF ATTORNEY)

Margaret M. Slezak

(SIGNATURE)

Sir:

August 3, 2006

(DATE OF SIGNATURE)

SUBMISSION OF DEFICIENCY PAYMENT UNDER 37 CFR 1.28 (c)

Applicants request under 37 CFR 1.28 (c) that an error be excused regarding
Small Entity status in payment of Petition for Two Month of Extension of Time and RCE
fees for the above-identified application.

As required under 37 CFR 1.28 (c) (1) and (c) (2), the deficiency payment is
itemized as follows:

Fees Erroneously Paid as Small Entity	Current Fee	Fee Actually Paid	Date of Payment	Deficiency Amount Owed
Petition for Two Month of Extension of Time	\$450.00	\$210.00	11/21/2003	\$240.00
RCE	\$790.00	\$395.00	12/14/2005	\$395.00

Total: \$635.00

Adjustment date: 08/07/2006 SLUANG1
11/28/2003 CNGUYEN 00000055 09875588
01 FC:2252 -210.00 OP

08/07/2006 SLUANG1 00000009 09875588

Adjustment date: 08/07/2006 SLUANG1
12/19/2005 DEMHANU1 00000063 09875588
01 FC:2801 -395.00 OP

01 FC:1801
02 FC:1252

790.00 OP
450.00 OP

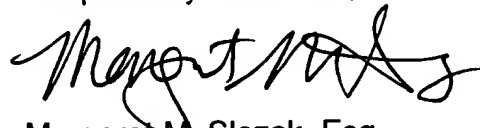
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Enclosed is a check in the amount of \$ 635.00 to cover the total deficiency amount owed.

Applicants believe that this SUBMISSION OF DEFICIENCY PAYMENT UNDER 37 CFR 1.28 (c), together with the check for \$ 635.00, is sufficient to satisfy the requirement under 37 CFR 1.27 (g) (2) requiring notification of loss of entitlement of Small Entity status.

In the event that any additional fees may be required in connection with this matter, please charge the same to Deposit Account No. 16-0221.

Respectfully submitted,



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